

1 **CITY COUNCIL OF THE CITY OF ANNAPOLIS**

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3 **ORDINANCE NO. O-14-04Amended**

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5 **Introduced by Alderman Hammond**

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8 **AN ORDINANCE** concerning

9
10 **Payment of the Costs of Placing Electrical and Other Utilities Lines**
11 **Underground in Lieu of Payment of Certain Other Charges**

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14 **FOR** the purpose of permitting, under certain circumstances, an amount of money equal
15 to or greater than the aggregate of connection, ~~and~~ capital facility, ~~and capital facility~~
16 ~~assessment~~ charges to be used instead for the purpose of placing certain utilities
17 underground; and matters generally relating to said waiving of charges.

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21 **BY** adding the following new subsections to the Code of the City of Annapolis (1996
22 Edition and Supplement), with amendments
23 Section 16.28.090.D
24 Section 17.28.090.J

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27 **SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY**
28 **COUNCIL** that the Code of the City of Annapolis shall read as follows:

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30 **Section 16.28.090.D.**

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32 In lieu of the payment of the capital facility impact charges set forth in Section
33 16.28.090.A, a structure and use to be connected to the City's water, wastewater system,
34 or both water and sewer systems, may expend an amount equal to or greater than the
35 capital facility impact charges that would otherwise be payable under this Section, for the
36 purpose of placing electrical lines and any other above ground utilities, underground. The
37 placement of any such electrical lines and any other existing utilities underground shall be
38 subject to the determination by the Director of Public Works that the structure(s) to be
39 connected to the City's water, wastewater system, or both water and sewer systems shall
40 generate an amount equal to or less than the usage of either water, sewer, or both, as the
41 case may be, than the last use of the property upon which the structure(s) are intended to
42 be built.

Section 17.28.090.J.

In lieu of the payment of a connection charge, ~~and a capital facility charge, a capital facility assessment charge and an installation charge, all~~ as set forth in Section 17.28.090, an amount of money equal to or greater than the aggregate of those charges may be expended for the purpose of the placement of electrical lines or any other existing above ground utilities lines, underground. The placement of such electrical lines and any other existing utilities underground, shall be subject to the determination by the Director of Public Works that the structure(s) to be connected to the city's water, wastewater system, or both water and sewer systems shall generate an amount equal to or less than the usage of either water, sewer, or both, as the case may be, than the last use of the property upon which the structure(s) are intended to be built.

SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that this Ordinance shall take effect from the date of its passage.

ADOPTED this 11th day of October, 2004.

ATTEST:

THE ANNAPOLIS CITY COUNCIL

Deborah Heinbuch, MMC
City Clerk

BY: _____
ELLEN O. MOYER, MAYOR

EXPLANATION:

Redlining indicates matter added to existing law.

Strike Out indicates matter deleted from existing law.

Underlining indicates amendments.